

# Exhibit 3

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UNITED STATES DISTRICT COURT  
 DISTRICT OF ARIZONA

Mi Familia Vota,

Plaintiff,

v.

Adrian Fontes, in his official capacity as  
 Arizona Secretary of State, et al.,

Defendant.

No. 2:22-cv-00509-SRB (Lead)

**INTERVENOR-DEFENDANTS'  
 INITIAL DISCLOSURE  
 STATEMENT**

**AND CONSOLIDATED CASES**

Pursuant to Fed. R. Civ. P. 26(a)(1), Intervenor-Defendants Ben Toma, Speaker of the Arizona House of Representatives, and Warren Petersen, President of the Arizona Senate (the "Intervenor-Defendants") submit this disclosure statement.

This disclosure is based upon information available to the Intervenor-Defendants after reasonable inquiry under the circumstances. The information and documents disclosed herein include what is known to Intervenor-Defendants at this stage of the litigation. They are submitting this disclosure statement without the benefit of complete discovery. Discovery may produce additional information that the Intervenor-Defendants

1 will make available through supplemental disclosures to the extent required by the Federal  
 2 Rules of Civil Procedure. In the interest of justice and fairness, should any part of this  
 3 disclosure statement be used during any deposition or shown to the jury/judge at trial, this  
 4 statement should also be read into the record during the depositions and/or read to the jury  
 5 to establish that the information and documents identified herein were disclosed at an  
 6 early stage of the litigation.

7 This disclosure statement is not intended to be and shall not be construed as a  
 8 waiver, express or implied, of any applicable privileges, including, without limitation,  
 9 attorney-client or work product; or of any applicable objections to the admissibility at trial  
 10 of any of the documents or other tangible items listed or referred to hereafter.

11 **I. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION.**

12 Intervenor-Defendants believe that the following individuals may have  
 13 discoverable information that they may use to support its defenses in this case. By  
 14 identifying the following individuals, Intervenor-Defendants do not waive any objections  
 15 to testimony from any particular individual on any grounds.

16 1. Representatives of the Arizona Attorney General's Office, c/o counsel of  
 17 record.

18 Representatives of the Arizona Attorney General's Office may have information  
 19 concerning the enforcement of Arizona laws regarding voting and voter registration.

20 2. Adrian Fontes, Arizona Secretary of State, c/o counsel of record

21 The Arizona Secretary of State may have information concerning voter registration  
 22 and election procedures and regulations.

23 3. Arizona County Recorders, c/o counsel of record

24 Representatives of the County Recorders may have information regarding the  
 25 conduct and regulation of elections, persons registered to vote in Arizona, and the  
 26 implementation of H.B. 2492 and H.B. 2243.

1           4.     Non-U.S. Plaintiffs, c/o counsel of record

2           Each of the non-U.S. Plaintiffs may have information regarding their alleged  
3 injuries, and the allegations made in their complaints.

4           5.     Persons identified in initial disclosures, supplemental disclosures, and  
5 discovery responses served by any party in this case.

6     **II.   DOCUMENTS THAT INTERVENOR-DEFENDANTS MAY USE TO**  
7     **SUPPORT ITS DEFENSES.**

8           Intervenor-Defendants may use the following documents to support its defenses in  
9 this case. By identifying the following documents, Intervenor-Defendants do not waive  
10 any objections to the production or admission of any particular document on any grounds.

11          1.     Documents relating to the legislative history of the bills at issue which are  
12 publicly available from the Arizona Legislature website, [www.azleg.gov](http://www.azleg.gov).

13          2.     All transcripts of proceedings taken in connection with this matter, to the  
14 extent admissible under the Federal Rules of Evidence.

15          3.     All relevant testimony taken in connection with this matter, to the extent  
16 admissible under the Federal Rules of Evidence.

17          4.     All pleadings and papers filed in this action, including exhibits, to the extent  
18 admissible under the Federal Rules of Evidence.

19          5.     All documents produced or received informally, by subpoena duces tecum,  
20 and/or produced in response to discovery requests in connection with this matter, to the  
21 extent admissible under the Federal Rules of Evidence.

22          6.     All written discovery responses submitted by any and all parties in this  
23 action, to the extent admissible under the Federal Rules of Evidence.

24          7.     All documents relied upon by any expert witness in this matter, to the extent  
25 admissible under the Federal Rules of Evidence.

8. All expert files, curricula vitae, reports, etc. to the extent admissible under the Federal Rules of Evidence.

9. All documents and additional evidence revealed by future investigation, disclosure, or discovery, to the extent admissible under the Federal Rules of Evidence.

10. All documents/exhibits listed by any party in this matter, to the extent admissible under the Federal Rules of Evidence.

11. All depositions and exhibits attached thereto taken in this matter, to the extent admissible under the Federal Rules of Evidence.

### III. DAMAGES CLAIMED BY THE DISCLOSING PARTY.

Not applicable, Intervenor-Defendants do not seek an award of damages.

#### IV. INSURANCE AGREEMENTS.

None applicable.

DATED this 27th day of June, 2023.

GALLAGHER & KENNEDY, P.A.

By: /s/ *Hannah H. Porter*

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 27, 2023, I transmitted via electronic mail a copy of the foregoing to all parties, c/o their respective counsel.

By: /s/ Hannah H. Porter  
*Attorneys for Intervenor-Defendants Speaker  
Toma and President Petersen*